

1 WHITNEY B. WARNICK, ESQ.
2 Nevada Bar No. 001573
3 ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
4 801 South Rancho Drive, Bldg. D
5 Las Vegas, NV 89106
(702) 384-7111 - Telephone
(702) 384-0605 - Facsimile
wbw@albrightstoddard.com
5 Attorneys for Estate of Maurits Jozef Van Praag

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7 UNITED STATES DISTRICT COURT
8 DISTRICT OF NEVADA

9 MORGAN STANLEY & CO., INC.,

10 Case No. 2:09-cv-00398

11 vs.

12 Interpleader
13 Plaintiff,

14 SHRINERS HOSPITALS FOR CHILDREN;
SHRINERS HOSPITALS FOR CHILDREN
(QUEBEC) INC.; JOSEPH L. SURACE, an
individual, residing in Arizona; and THE ESTATE
OF MAURITS JOZEF VAN PRAAG,

15 Interpleader
16 Defendants.

17 **FINAL JUDGMENT**

18 This case came before the court through an action in interpleader
19 plaintiff, MORGAN STANLEY & CO., INC. ("Morgan Stanley"). Morgan Stanley, in its
20 Reno, Nevada office, held an investment account and funds of MAURITS JOZEF VAN
21 PRAAG ("decedent"), who died on August 21, 2002, in Canada, his country of residence.
22 Following decedent's death, claims to the funds in his investment account with Morgan Stanley
23 were asserted by the interpleader defendants, including the SHRINERS HOSPITALS FOR
24 CHILDREN and the SHRINERS HOSPITALS FOR CHILDREN (QUEBEC) INC., JOSEPH
25 L. SURACE, and THE ESTATE OF MAURITS JOZEF VAN PRAAG (by and through the
26 Estate's executor, Robert Dyson, hereinafter referred to as "the Estate").

27 Following the filing of Morgan Stanley's interpleader complaint, and answers thereto
28 by the interpleader defendants, each claiming an interest in the funds, the parties stipulated to

LAW OFFICES
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
A PROFESSIONAL CORPORATION
QUAIL PARK, SUITE D-4
801 SOUTH RANCHO DRIVE
LAS VEGAS, NEVADA 89106

1 leave the disputed funds of the decedent with Morgan Stanley, pending a determination by the
 2 court as to which of the interpleader defendants was entitled to the funds. The parties engaged
 3 in discovery and the Estate then filed a motion for summary judgment, asserting its rights to
 4 the decedent's funds in the Morgan Stanley investment account. The court, after several delays
 5 to allow parties to pursue additional discovery, considered the motion for summary judgment,
 6 together with the oppositions filed thereto by the other interpleader defendants, and the other
 7 pleadings and documents filed in this case. By order (doc. #88) entered on February 28, 2012,
 8 the court granted the Estate's motion for summary judgment, determining that the funds in the
 9 decedent's Morgan Stanley investment account belong to the Estate. The court expressly
 10 determines that there is no just reason for delay in now entering final judgment, and good cause
 11 appearing therefore, final judgment is hereby entered as follows:

12 IT IS HEREBY ORDERED ADJUDGED AND DECREED:

13 1. That upon his death, all of the funds in the decedent's investment account with
 14 Morgan Stanley, which are the subject of this pending interpleader action, became an asset of
 15 and now belong to the decedent's Nevada Probate Estate, Case No. P57584, presently pending
 16 before the Clark County, Nevada, District Court, Probate Division, with Mr. Robert Dyson the
 17 duly appointed and acting executor of the Estate.

18 2. As a result of its need to file the interpleader action to determine entitlement to
 19 the decedent's funds in its investment account, Morgan Stanley, before delivering the funds
 20 to the Estate, is entitled to deduct therefrom its reasonable costs and attorney's fees incurred
 21 in this proceeding, which the Estate and Morgan Stanley have agreed is the sum of \$40,000.00.

22 3. After deducting its fees and costs as above provided, and without the need of
 23 depositing the remaining funds with this court, Morgan Stanley shall then deliver and pay over
 24 forthwith directly to the Estate of Maurits Jozef Van Praag, Deceased, in Case No. P57584,
 25 presently pending before the Clark County, Nevada, District Court, Probate Division, with Mr.
 26 Robert Dyson the duly appointed and acting executor of the Estate, all of the remaining funds
 27 in the decedent's Morgan Stanley investment account. Payment to the Estate may be made by
 28 delivering a check for the amount of the funds, made payable to the "Estate of Maurits Jozef

LAW OFFICES
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
A PROFESSIONAL CORPORATION
QUAIL PARK, SUITE D4
501 SOUTH RANCHO DRIVE
LAS VEGAS, NEVADA 89106

1 Van Praag, Deceased", to the Estate's Nevada legal counsel.

2 Dated March 28, 2012.

3 
4 UNITED STATES DISTRICT JUDGE
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6 Approved as to form and content by:

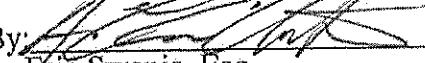
7 ALBRIGHT, STODDARD, WARNICK
8 & ALBRIGHT

9 By: 
10 Whitney B. Warnick, Esq.
Nevada Bar No. 001573
11 801 South Rancho Drive, Suite D-4
Las Vegas, NV 89106
(702) 384-7111
12 *Attorneys for Interpleader Defendant,
Estate of Maurits Jozef Van Praag*

JOLLEY URGA WIRTH WOODBURY &
STANDISH

By: 
William R. Urga, Esq.
Nevada Bar No. 1195
Mindy C. Fisher, Esq.
Nevada Bar No. 11121
3800 Howard Hughes Parkway
Wells Fargo Tower, Sixteenth Floor
Las Vegas, Nevada 89169
(702) 699-7500
13 *Attorneys for Interpleader Defendant,
Shriners Hospitals for Children*

14 GREENBERG TRAURIG, LLP

15 By: 
Eric Swanis, Esq.
Nevada Bar No. 6840
F. Christopher Austin, Esq.
Nevada Bar No. 6559
3773 Howard Hughes Parkway
Suite 400 North
Las Vegas, Nevada 89169
(702) 792-3773
16 *Attorneys for Interpleader Plaintiff,
Morgan Stanley & Co., Inc.*

17 WRIGHT & WEINER, LTD.

18 By: 
John Henry Wright, Esq.
Nevada Bar No. 6182
801 South Rancho Drive, Suite B-2
Las Vegas, NV 89106
(702) 259-6789
19 *Attorney for Interpleader Defendant,
Joseph L. Surace*